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8 UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
9 AT SEATTLE

10 ROBERT A WEAN,

11 Plaintiff,

12 v.

13 US BANK NATIONAL
14 ASSOCIATION et al.,

15 Defendants.
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CASE NO. C19-1630 MJP

MINUTE ORDER

17 The following minute order is made by the direction of the court, the Honorable Marsha
18 J. Pechman, United States District Judge:

19 The Court has received the Letter from Plaintiff re Bankruptcy Filing (Dkt. No. 32),
20 notifying the Court that Plaintiff Robert A. Wean filed a *pro se* bankruptcy on November 22,
21 2019 (Case No. 19-14269-TWD), and stating that “[a]t this time, all actions in this matter must
22 [be] stayed pending further actions in the bankruptcy case” (*Id.*) Because an automatic stay
23 generally does not prevent a debtor or trustee from continuing to prosecute a prepetition lawsuit,
24 nor prevent a defendant from defending itself in such a lawsuit, Eisinger v. Way (In re Way), 229

1 B.R. 11, 13-14 (9th Cir. BAP 1998), the Court requests briefing on the issue of why the
2 Plaintiff's case must be stayed here and whether the applicability of the stay to this matter is for
3 this Court—as opposed to the bankruptcy court—to determine. All such briefing shall be
4 submitted within 10 days of the date of this Order.

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6 The clerk is ordered to provide copies of this order to all counsel.

7 Filed December 19, 2019.

8 William M. McCool

9 Clerk of Court

10 s/Rhonda Miller

11 Deputy Clerk
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